

	) <b>Civil Action No. 4:19-00066-RBH</b>
	)
UMESHBHAI PATEL	)
	)
Plaintiff,	) <b>CONSENT ORDER GRANTING</b>
	) <b>PLAINTIFF'S MOTION FOR</b>
v.	) <b>PRELIMINARY INJUNCTON</b>
	)
	)
UNITED STATES and USDA FOOD &	)
NUTRITION SERVICE,	)
	)
Defendants.	)
	/

WHEREAS, on January 15, 2019, Patel filed a motion for preliminary injunction seeking to enjoin Defendants from maintaining Patel on the SAM List during the pendency of this action (Dkt. No. 5);

WHEREAS, on January 17, 2019, the Court issued Orders imposing a deadline of January 21, 2019, for Defendants to file a response to Plaintiff's motion for preliminary injunction and scheduling a hearing on Plaintiff's motion for January 22, 2019 (Dkt. Nos. 7, 8),

WHEREAS, on January 18, 2019, the Court issued an Order denying the Defendants' motion to stay in light of lapse of appropriations (Dkt. No.12),

WHEREAS Defendants have experienced a lapse in appropriations and are unable to fully respond to the preliminary injunction motion at this time; and

WHEREAS, the parties seek to avoid burdening the Court with further filings of briefs or a hearing at this time and to resolve Plaintiff's motion for preliminary injunction through their mutual agreement to the entry of this Consent Preliminary Injunction Order.

NOW THEREFORE, based upon the parties' stipulation and agreement hereto, it is hereby ORDERED that:

1. Defendants are hereby PRELIMINARILY ENJOINED from keeping or maintaining Umeshbhai Patel's name on the SAM List during the pendency of this litigation; and
2. Defendants shall remove Umeshbhai Patel's name from the SAM List as soon as possible, and shall provide him, via counsel, with written confirmation thereof.

**SO ORDERED THIS 22<sup>nd</sup> DAY OF JANUARY 2019.**

January 22, 2019  
Florence, South Carolina

s/ R. Bryan Harwell  
R. Bryan Harwell  
United States District Judge

Submitted by:

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